

1 A bill to be entitled
2 An act relating to Internet identifiers; amending s.
3 775.21, F.S.; revising the definition of the term
4 "Internet identifier"; defining the term "social
5 Internet communication"; requiring a sexual predator
6 to register each Internet identifier's corresponding
7 website homepage or application software name with the
8 Department of Law Enforcement through the sheriff's
9 office; requiring a sexual predator to report any
10 change to certain information after initial in-person
11 registration in a specified manner; providing that the
12 department's sexual predator registration list is a
13 public record, unless otherwise made exempt or
14 confidential and exempt; providing penalties; making
15 technical changes; amending s. 943.0435, F.S.;
16 requiring a sexual offender, upon initial
17 registration, to report in person at the sheriff's
18 office; requiring the sexual offender to report any
19 change to each Internet identifier's corresponding
20 website homepage or application software name in
21 person at the sheriff's office in a specified manner;
22 requiring a sexual offender to report any change to
23 certain information after initial in-person
24 registration in a specified manner; making technical
25 changes; reenacting ss. 943.0437(2), 944.606(1)(c),

26 944.607(1)(e), 985.481(1)(c), and 985.4815(1)(e),
27 F.S., relating to the definition of the term "Internet
28 identifier," to incorporate the amendment made to s.
29 775.21, F.S., in references thereto; reenacting ss.
30 944.606(3)(a), 944.607(4)(a), (9), and (13)(c),
31 985.481(3)(a), and 985.4815(4)(a), (9), and (13)(b),
32 F.S., relating to sexual offenders, notification to
33 the Department of Law Enforcement of information on
34 sexual offenders, notification to the department upon
35 release of sexual offenders adjudicated delinquent,
36 and notification to the department of information on
37 juvenile sexual offenders, respectively, to
38 incorporate the amendment made to s. 943.0435, F.S.,
39 in references thereto; reenacting ss. 794.056(1),
40 921.0022(3)(g), and 938.085, F.S., relating to the
41 Rape Crisis Program Trust Fund, the Criminal
42 Punishment Code offense severity ranking chart, and
43 additional costs to fund rape crisis centers,
44 respectively, to incorporate the amendments made to
45 ss. 775.21 and 943.0435, F.S., in references thereto;
46 providing an effective date.

47
48 Be It Enacted by the Legislature of the State of Florida:

49
50 Section 1. Paragraphs (m), (n), and (o) of subsection (2)

51 of section 775.21, Florida Statutes, are redesignated as
52 paragraphs (n), (o), and (p), respectively, a new paragraph (m)
53 is added to that subsection, and paragraph (j) of that
54 subsection is amended, paragraphs (a) and (d) of subsection (4)
55 are republished, paragraph (d) of subsection (5) is republished,
56 paragraphs (a), (e), (g), and (k) of subsection (6) are amended
57 and paragraph (i) of that subsection is republished, paragraph
58 (a) of subsection (8) is amended, paragraph (a) of subsection
59 (10) of that section is amended, and paragraph (e) of that
60 subsection is republished, to read:

61 775.21 The Florida Sexual Predators Act.—

62 (2) DEFINITIONS.—As used in this section, the term:

63 (j) "Internet identifier" means any designation, moniker,
64 screen name, username, or other name used for self-
65 identification to send or receive social Internet communication
66 ~~includes, but is not limited to, all website uniform resource~~
67 ~~locators (URLs) and application software, whether mobile or~~
68 ~~nonmobile, used for Internet communication, including anonymous~~
69 ~~communication, through electronic mail, chat, instant messages,~~
70 ~~social networking, social gaming, or other similar programs and~~
71 ~~all corresponding usernames, logins, screen names, and screen~~
72 ~~identifiers associated with each URL or application software.~~
73 Internet identifier does not include a date of birth, social
74 security ~~Social Security~~ number, personal identification number
75 (PIN), or password. A sexual offender's or sexual predator's use

76 of an Internet identifier that discloses his or her date of
77 birth, social security number, personal identification number
78 (PIN), password, or other information that would reveal the
79 identity of the sexual offender or sexual predator URL, or
80 application software used for utility, banking, retail, or
81 medical purposes. Voluntary disclosure by a sexual predator or
82 sexual offender of his or her date of birth, Social Security
83 number, or PIN as an Internet identifier waives the disclosure
84 exemption in this paragraph for such personal information.

85 (m) "Social Internet communication" means any
86 communication through a commercial social networking website as
87 defined in s. 943.0437, or application software. The term does
88 not include any of the following:

89 1. Communication for which the primary purpose is the
90 facilitation of commercial transactions involving goods or
91 services;

92 2. Communication on an Internet website for which the
93 primary purpose of the website is the dissemination of news; or

94 3. Communication with a governmental entity.

95
96 For purposes of this paragraph, the term "application software"
97 means any computer program designed to run on a mobile device
98 such as a smartphone or tablet computer, that allows users to
99 create web pages or profiles that provide information about
100 themselves and are available publicly or to other users, and

101 that offers a mechanism for communication with other users
102 through a forum, a chatroom, electronic mail, or an instant
103 messenger.

104 (4) SEXUAL PREDATOR CRITERIA.—

105 (a) For a current offense committed on or after October 1,
106 1993, upon conviction, an offender shall be designated as a
107 "sexual predator" under subsection (5), and subject to
108 registration under subsection (6) and community and public
109 notification under subsection (7) if:

110 1. The felony is:

111 a. A capital, life, or first degree felony violation, or
112 any attempt thereof, of s. 787.01 or s. 787.02, where the victim
113 is a minor, or s. 794.011, s. 800.04, or s. 847.0145, or a
114 violation of a similar law of another jurisdiction; or

115 b. Any felony violation, or any attempt thereof, of s.
116 393.135(2); s. 394.4593(2); s. 787.01, s. 787.02, or s.
117 787.025(2)(c), where the victim is a minor; s. 787.06(3)(b),
118 (d), (f), or (g); former s. 787.06(3)(h); s. 794.011, excluding
119 s. 794.011(10); s. 794.05; former s. 796.03; former s. 796.035;
120 s. 800.04; s. 810.145(8)(b); s. 825.1025; s. 827.071; s.
121 847.0135, excluding s. 847.0135(6); s. 847.0145; s. 895.03, if
122 the court makes a written finding that the racketeering activity
123 involved at least one sexual offense listed in this sub-
124 subparagraph or at least one offense listed in this sub-
125 subparagraph with sexual intent or motive; s. 916.1075(2); or s.

126 985.701(1); or a violation of a similar law of another
127 jurisdiction, and the offender has previously been convicted of
128 or found to have committed, or has pled nolo contendere or
129 guilty to, regardless of adjudication, any violation of s.
130 393.135(2); s. 394.4593(2); s. 787.01, s. 787.02, or s.
131 787.025(2)(c), where the victim is a minor; s. 787.06(3)(b),
132 (d), (f), or (g); former s. 787.06(3)(h); s. 794.011, excluding
133 s. 794.011(10); s. 794.05; former s. 796.03; former s. 796.035;
134 s. 800.04; s. 825.1025; s. 827.071; s. 847.0133; s. 847.0135,
135 excluding s. 847.0135(6); s. 847.0145; s. 895.03, if the court
136 makes a written finding that the racketeering activity involved
137 at least one sexual offense listed in this sub-subparagraph or
138 at least one offense listed in this sub-subparagraph with sexual
139 intent or motive; s. 916.1075(2); or s. 985.701(1); or a
140 violation of a similar law of another jurisdiction;

141 2. The offender has not received a pardon for any felony
142 or similar law of another jurisdiction that is necessary for the
143 operation of this paragraph; and

144 3. A conviction of a felony or similar law of another
145 jurisdiction necessary to the operation of this paragraph has
146 not been set aside in any postconviction proceeding.

147 (d) An offender who has been determined to be a sexually
148 violent predator pursuant to a civil commitment proceeding under
149 chapter 394 shall be designated as a "sexual predator" under
150 subsection (5) and subject to registration under subsection (6)

151 and community and public notification under subsection (7).

152 (5) SEXUAL PREDATOR DESIGNATION.—An offender is designated
153 as a sexual predator as follows:

154 (d) A person who establishes or maintains a residence in
155 this state and who has not been designated as a sexual predator
156 by a court of this state but who has been designated as a sexual
157 predator, as a sexually violent predator, or by another sexual
158 offender designation in another state or jurisdiction and was,
159 as a result of such designation, subjected to registration or
160 community or public notification, or both, or would be if the
161 person was a resident of that state or jurisdiction, without
162 regard to whether the person otherwise meets the criteria for
163 registration as a sexual offender, shall register in the manner
164 provided in s. 943.0435 or s. 944.607 and shall be subject to
165 community and public notification as provided in s. 943.0435 or
166 s. 944.607. A person who meets the criteria of this section is
167 subject to the requirements and penalty provisions of s.
168 943.0435 or s. 944.607 until the person provides the department
169 with an order issued by the court that designated the person as
170 a sexual predator, as a sexually violent predator, or by another
171 sexual offender designation in the state or jurisdiction in
172 which the order was issued which states that such designation
173 has been removed or demonstrates to the department that such
174 designation, if not imposed by a court, has been removed by
175 operation of law or court order in the state or jurisdiction in

176 | which the designation was made, and provided such person no
177 | longer meets the criteria for registration as a sexual offender
178 | under the laws of this state.

179 | (6) REGISTRATION.—

180 | (a) A sexual predator shall register with the department
181 | through the sheriff's office by providing the following
182 | information to the department:

183 | 1. Name; social security number; age; race; sex; date of
184 | birth; height; weight; tattoos or other identifying marks; hair
185 | and eye color; photograph; address of legal residence and
186 | address of any current temporary residence, within the state or
187 | out of state, including a rural route address and a post office
188 | box; if no permanent or temporary address, any transient
189 | residence within the state; address, location or description,
190 | and dates of any current or known future temporary residence
191 | within the state or out of state; ~~all~~ electronic mail addresses;
192 | ~~and all~~ Internet identifiers and each Internet identifier's
193 | corresponding website homepage or application software name
194 | ~~required to be provided pursuant to subparagraph (g)5.;~~ all home
195 | telephone numbers and cellular telephone numbers ~~required to be~~
196 | ~~provided pursuant to subparagraph (g)5.;~~ employment information
197 | ~~required to be provided pursuant to subparagraph (g)5.;~~ the
198 | make, model, color, vehicle identification number (VIN), and
199 | license tag number of all vehicles owned; date and place of each
200 | conviction; fingerprints; palm prints; and a brief description

201 of the crime or crimes committed by the offender. A post office
202 box may not be provided in lieu of a physical residential
203 address. The sexual predator shall produce his or her passport,
204 if he or she has a passport, and, if he or she is an alien,
205 shall produce or provide information about documents
206 establishing his or her immigration status. The sexual predator
207 shall also provide information about any professional licenses
208 he or she has.

209 a. Any change that occurs after the sexual predator
210 registers in person at the sheriff's office as provided in
211 subparagraph 1. in any of the following information related to
212 the sexual predator must be reported as provided in paragraphs
213 (g), (i), and (j): permanent, temporary, or transient residence;
214 name; electronic mail addresses; Internet identifiers and each
215 Internet identifier's corresponding website homepage or
216 application software name; home and cellular telephone numbers;
217 employment information; and status at an institution of higher
218 education.

219 b.a. If the sexual predator's place of residence is a
220 motor vehicle, trailer, mobile home, or manufactured home, as
221 defined in chapter 320, the sexual predator shall also provide
222 to the department written notice of the vehicle identification
223 number; the license tag number; the registration number; and a
224 description, including color scheme, of the motor vehicle,
225 trailer, mobile home, or manufactured home. If a sexual

226 predator's place of residence is a vessel, live-aboard vessel,
227 or houseboat, as defined in chapter 327, the sexual predator
228 shall also provide to the department written notice of the hull
229 identification number; the manufacturer's serial number; the
230 name of the vessel, live-aboard vessel, or houseboat; the
231 registration number; and a description, including color scheme,
232 of the vessel, live-aboard vessel, or houseboat.

233 ~~c.b.~~ If the sexual predator is enrolled or employed,
234 whether for compensation or as a volunteer, at an institution of
235 higher education in this state, the sexual predator shall also
236 provide to the department ~~pursuant to subparagraph (g)5.~~ the
237 name, address, and county of each institution, including each
238 campus attended, and the sexual predator's enrollment,
239 volunteer, or employment status. The sheriff, the Department of
240 Corrections, or the Department of Juvenile Justice shall
241 promptly notify each institution of higher education of the
242 sexual predator's presence and any change in the sexual
243 predator's enrollment, volunteer, or employment status.

244 ~~d.e.~~ A sexual predator shall report in person to the
245 sheriff's office within 48 hours after any change in vehicles
246 owned to report those vehicle information changes.

247 2. Any other information determined necessary by the
248 department, including criminal and corrections records;
249 nonprivileged personnel and treatment records; and evidentiary
250 genetic markers when available.

251 (e)1. If the sexual predator is not in the custody or
252 control of, or under the supervision of, the Department of
253 Corrections or is not in the custody of a private correctional
254 facility, the sexual predator shall register in person:

255 a. At the sheriff's office in the county where he or she
256 establishes or maintains a residence within 48 hours after
257 establishing or maintaining a residence in this state; and

258 b. At the sheriff's office in the county where he or she
259 was designated a sexual predator by the court within 48 hours
260 after such finding is made.

261 2. Any change that occurs after the sexual predator
262 registers in person at the sheriff's office as provided in
263 subparagraph 1. in any of the following information related to
264 in the sexual predator must be reported as provided in
265 paragraphs (g), (i), and (j): predator's permanent, temporary,
266 or transient residence; name; vehicles owned; electronic mail
267 addresses; Internet identifiers and each Internet identifier's
268 corresponding website homepage or application software name;
269 home ~~telephone numbers~~ and cellular telephone numbers; and
270 employment information; and any change in status at an
271 institution of higher education, ~~required to be provided~~
272 pursuant to subparagraph (g)5., after the sexual predator
273 registers in person at the sheriff's office as provided in
274 subparagraph 1. must be accomplished in the manner provided in
275 paragraphs (g), (i), and (j). When a sexual predator registers

276 | with the sheriff's office, the sheriff shall take a photograph,
277 | a set of fingerprints, and palm prints of the predator and
278 | forward the photographs, palm prints, and fingerprints to the
279 | department, along with the information that the predator is
280 | required to provide pursuant to this section.

281 | (g)1. Each time a sexual predator's driver license or
282 | identification card is subject to renewal, and, without regard
283 | to the status of the predator's driver license or identification
284 | card, within 48 hours after any change of the predator's
285 | residence or change in the predator's name by reason of marriage
286 | or other legal process, the predator shall report in person to a
287 | driver license office and is subject to the requirements
288 | specified in paragraph (f). The Department of Highway Safety and
289 | Motor Vehicles shall forward to the department and to the
290 | Department of Corrections all photographs and information
291 | provided by sexual predators. Notwithstanding the restrictions
292 | set forth in s. 322.142, the Department of Highway Safety and
293 | Motor Vehicles may release a reproduction of a color-photograph
294 | or digital-image license to the Department of Law Enforcement
295 | for purposes of public notification of sexual predators as
296 | provided in this section. A sexual predator who is unable to
297 | secure or update a driver license or an identification card with
298 | the Department of Highway Safety and Motor Vehicles as provided
299 | in paragraph (f) and this paragraph shall also report any change
300 | of the predator's residence or change in the predator's name by

301 reason of marriage or other legal process within 48 hours after
302 the change to the sheriff's office in the county where the
303 predator resides or is located and provide confirmation that he
304 or she reported such information to the Department of Highway
305 Safety and Motor Vehicles. The reporting requirements under this
306 subparagraph do not negate the requirement for a sexual predator
307 to obtain a Florida driver license or identification card as
308 required by this section.

309 2.a. A sexual predator who vacates a permanent, temporary,
310 or transient residence and fails to establish or maintain
311 another permanent, temporary, or transient residence shall,
312 within 48 hours after vacating the permanent, temporary, or
313 transient residence, report in person to the sheriff's office of
314 the county in which he or she is located. The sexual predator
315 shall specify the date upon which he or she intends to or did
316 vacate such residence. The sexual predator shall provide or
317 update all of the registration information required under
318 paragraph (a). The sexual predator shall provide an address for
319 the residence or other place that he or she is or will be
320 located during the time in which he or she fails to establish or
321 maintain a permanent or temporary residence.

322 b. A sexual predator shall report in person at the
323 sheriff's office in the county in which he or she is located
324 within 48 hours after establishing a transient residence and
325 thereafter must report in person every 30 days to the sheriff's

326 office in the county in which he or she is located while
327 maintaining a transient residence. The sexual predator must
328 provide the addresses and locations where he or she maintains a
329 transient residence. Each sheriff's office shall establish
330 procedures for reporting transient residence information and
331 provide notice to transient registrants to report transient
332 residence information as required in this sub-subparagraph.
333 Reporting to the sheriff's office as required by this sub-
334 subparagraph does not exempt registrants from any reregistration
335 requirement. The sheriff may coordinate and enter into
336 agreements with police departments and other governmental
337 entities to facilitate additional reporting sites for transient
338 residence registration required in this sub-subparagraph. The
339 sheriff's office shall, within 2 business days, electronically
340 submit and update all information provided by the sexual
341 predator to the department.

342 3. A sexual predator who remains at a permanent,
343 temporary, or transient residence after reporting his or her
344 intent to vacate such residence shall, within 48 hours after the
345 date upon which the predator indicated he or she would or did
346 vacate such residence, report in person to the sheriff's office
347 to which he or she reported pursuant to subparagraph 2. for the
348 purpose of reporting his or her address at such residence. When
349 the sheriff receives the report, the sheriff shall promptly
350 convey the information to the department. An offender who makes

351 a report as required under subparagraph 2. but fails to make a
352 report as required under this subparagraph commits a felony of
353 the second degree, punishable as provided in s. 775.082, s.
354 775.083, or s. 775.084.

355 4. The failure of a sexual predator who maintains a
356 transient residence to report in person to the sheriff's office
357 every 30 days as required by sub-subparagraph 2.b. is punishable
358 as provided in subsection (10).

359 5.a. A sexual predator shall register all electronic mail
360 addresses and Internet identifiers, and each Internet
361 identifier's corresponding website homepage or application
362 software name, with the department through the department's
363 online system or in person at the sheriff's office within 48
364 hours after ~~before~~ using such electronic mail addresses and
365 Internet identifiers. If the sexual predator is in the custody
366 or control, or under the supervision, of the Department of
367 Corrections, he or she must report all electronic mail addresses
368 and Internet identifiers, and each Internet identifier's
369 corresponding website homepage or application software name, to
370 the Department of Corrections before using such electronic mail
371 addresses or Internet identifiers. If the sexual predator is in
372 the custody or control, or under the supervision, of the
373 Department of Juvenile Justice, he or she must report all
374 electronic mail addresses and Internet identifiers, and each
375 Internet identifier's corresponding website homepage or

376 application software name, to the Department of Juvenile Justice
377 before using such electronic mail addresses or Internet
378 identifiers.

379 b. A sexual predator shall register all changes to home
380 telephone numbers and cellular telephone numbers, including
381 added and deleted numbers, all changes to employment
382 information, and all changes in status related to enrollment,
383 volunteering, or employment at institutions of higher education,
384 through the department's online system; in person at the
385 sheriff's office; in person at the Department of Corrections if
386 the sexual predator is in the custody or control, or under the
387 supervision, of the Department of Corrections; or in person at
388 the Department of Juvenile Justice if the sexual predator is in
389 the custody or control, or under the supervision, of the
390 Department of Juvenile Justice. All changes required to be
391 reported in this sub-subparagraph shall be reported within 48
392 hours after the change.

393 c. The department shall establish an online system through
394 which sexual predators may securely access, submit, and update
395 all electronic mail addresses; ~~address and~~ Internet identifiers
396 and each Internet identifier's corresponding website homepage or
397 application software name; ~~identifier information,~~ home
398 telephone numbers and cellular telephone numbers;~~;~~ employment
399 information;~~;~~ and institution of higher education information.

400 (i) A sexual predator who intends to establish a

401 permanent, temporary, or transient residence in another state or
402 jurisdiction other than the State of Florida shall report in
403 person to the sheriff of the county of current residence within
404 48 hours before the date he or she intends to leave this state
405 to establish residence in another state or jurisdiction or at
406 least 21 days before the date he or she intends to travel if the
407 intended residence of 5 days or more is outside of the United
408 States. Any travel that is not known by the sexual predator 21
409 days before the departure date must be reported to the sheriff's
410 office as soon as possible before departure. The sexual predator
411 shall provide to the sheriff the address, municipality, county,
412 state, and country of intended residence. For international
413 travel, the sexual predator shall also provide travel
414 information, including, but not limited to, expected departure
415 and return dates, flight number, airport of departure, cruise
416 port of departure, or any other means of intended travel. The
417 sheriff shall promptly provide to the department the information
418 received from the sexual predator. The department shall notify
419 the statewide law enforcement agency, or a comparable agency, in
420 the intended state, jurisdiction, or country of residence of the
421 sexual predator's intended residence. The failure of a sexual
422 predator to provide his or her intended place of residence is
423 punishable as provided in subsection (10).

424 (k)1. The department is responsible for the online
425 maintenance of current information regarding each registered

426 sexual predator. The department shall maintain hotline access
427 for state, local, and federal law enforcement agencies to obtain
428 instantaneous locator file and offender characteristics
429 information on all released registered sexual predators for
430 purposes of monitoring, tracking, and prosecution. The
431 photograph, palm prints, and fingerprints do not have to be
432 stored in a computerized format.

433 2. The department's sexual predator registration list,
434 containing the information described in subparagraph (a)1., is a
435 public record, unless otherwise made exempt or confidential and
436 exempt from s. 119.07(1) and s. 24(a) of Art. I of the State
437 Constitution. The department may disseminate this public
438 information by any means deemed appropriate, including operating
439 a toll-free telephone number for this purpose. When the
440 department provides information regarding a registered sexual
441 predator to the public, department personnel shall advise the
442 person making the inquiry that positive identification of a
443 person believed to be a sexual predator cannot be established
444 unless a fingerprint comparison is made, and that it is illegal
445 to use public information regarding a registered sexual predator
446 to facilitate the commission of a crime.

447 3. The department shall adopt guidelines as necessary
448 regarding the registration of sexual predators and the
449 dissemination of information regarding sexual predators as
450 required by this section.

451 (8) VERIFICATION.—The department and the Department of
452 Corrections shall implement a system for verifying the addresses
453 of sexual predators. The system must be consistent with the
454 federal Adam Walsh Child Protection and Safety Act of 2006 and
455 any other federal standards applicable to such verification or
456 required to be met as a condition for the receipt of federal
457 funds by the state. The Department of Corrections shall verify
458 the addresses of sexual predators who are not incarcerated but
459 who reside in the community under the supervision of the
460 Department of Corrections and shall report to the department any
461 failure by a sexual predator to comply with registration
462 requirements. County and local law enforcement agencies, in
463 conjunction with the department, shall verify the addresses of
464 sexual predators who are not under the care, custody, control,
465 or supervision of the Department of Corrections, and may verify
466 the addresses of sexual predators who are under the care,
467 custody, control, or supervision of the Department of
468 Corrections. Local law enforcement agencies shall report to the
469 department any failure by a sexual predator to comply with
470 registration requirements.

471 (a) A sexual predator shall report in person each year
472 during the month of the sexual predator's birthday and during
473 every third month thereafter to the sheriff's office in the
474 county in which he or she resides or is otherwise located to
475 reregister. The sheriff's office may determine the appropriate

476 times and days for reporting by the sexual predator, which must
477 be consistent with the reporting requirements of this paragraph.
478 Reregistration must include any changes to the following
479 information:

480 1. Name; social security number; age; race; sex; date of
481 birth; height; weight; tattoos or other identifying marks; hair
482 and eye color; address of any permanent residence and address of
483 any current temporary residence, within the state or out of
484 state, including a rural route address and a post office box; if
485 no permanent or temporary address, any transient residence
486 within the state including the address, location or description
487 of the transient residences, and dates of any current or known
488 future temporary residence within the state or out of state; all
489 electronic mail addresses; all ~~or~~ Internet identifiers and each
490 Internet identifier's corresponding website homepage or
491 application software name ~~required to be provided pursuant to~~
492 ~~subparagraph (6)(g)5.~~; all home telephone numbers and cellular
493 telephone numbers ~~required to be provided pursuant to~~
494 ~~subparagraph (6)(g)5.~~; date and place of any employment ~~required~~
495 ~~to be provided pursuant to subparagraph (6)(g)5.~~; the make,
496 model, color, vehicle identification number (VIN), and license
497 tag number of all vehicles owned; fingerprints; palm prints; and
498 photograph. A post office box may not be provided in lieu of a
499 physical residential address. The sexual predator shall also
500 produce his or her passport, if he or she has a passport, and,

501 if he or she is an alien, shall produce or provide information
502 about documents establishing his or her immigration status. The
503 sexual predator shall also provide information about any
504 professional licenses he or she has.

505 2. If the sexual predator is enrolled or employed, whether
506 for compensation or as a volunteer, at an institution of higher
507 education in this state, the sexual predator shall also provide
508 to the department the name, address, and county of each
509 institution, including each campus attended, and the sexual
510 predator's enrollment, volunteer, or employment status.

511 3. If the sexual predator's place of residence is a motor
512 vehicle, trailer, mobile home, or manufactured home, as defined
513 in chapter 320, the sexual predator shall also provide the
514 vehicle identification number; the license tag number; the
515 registration number; and a description, including color scheme,
516 of the motor vehicle, trailer, mobile home, or manufactured
517 home. If the sexual predator's place of residence is a vessel,
518 live-aboard vessel, or houseboat, as defined in chapter 327, the
519 sexual predator shall also provide the hull identification
520 number; the manufacturer's serial number; the name of the
521 vessel, live-aboard vessel, or houseboat; the registration
522 number; and a description, including color scheme, of the
523 vessel, live-aboard vessel, or houseboat.

524 (10) PENALTIES.—

525 (a) Except as otherwise specifically provided, a sexual

526 predator who fails to register; who fails, after registration,
527 to maintain, acquire, or renew a driver license or an
528 identification card; who fails to provide required location
529 information; who fails to provide, electronic mail addresses
530 address information before use, Internet identifiers, and each
531 Internet identifier's corresponding website homepage or
532 application software name; who fails to provide identifier
533 information before use, all home telephone numbers and cellular
534 telephone numbers, employment information, change in status at
535 an institution of higher education, or change-of-name
536 information; who fails to make a required report in connection
537 with vacating a permanent residence; who fails to reregister as
538 required; who fails to respond to any address verification
539 correspondence from the department within 3 weeks of the date of
540 the correspondence; who knowingly provides false registration
541 information by act or omission; or who otherwise fails, by act
542 or omission, to comply with the requirements of this section
543 commits a felony of the third degree, punishable as provided in
544 s. 775.082, s. 775.083, or s. 775.084.

545 (e) An arrest on charges of failure to register, the
546 service of an information or a complaint for a violation of this
547 section, or an arraignment on charges for a violation of this
548 section constitutes actual notice of the duty to register when
549 the predator has been provided and advised of his or her
550 statutory obligation to register under subsection (6). A sexual

551 predator's failure to immediately register as required by this
552 section following such arrest, service, or arraignment
553 constitutes grounds for a subsequent charge of failure to
554 register. A sexual predator charged with the crime of failure to
555 register who asserts, or intends to assert, a lack of notice of
556 the duty to register as a defense to a charge of failure to
557 register shall immediately register as required by this section.
558 A sexual predator who is charged with a subsequent failure to
559 register may not assert the defense of a lack of notice of the
560 duty to register.

561 Section 2. Paragraph (e) of subsection (1) of section
562 943.0435, Florida Statutes, is republished, and subsection (2),
563 paragraph (e) of subsection (4), and paragraph (c) of subsection
564 (14) of that section, are amended, to read:

565 943.0435 Sexual offenders required to register with the
566 department; penalty.—

567 (1) As used in this section, the term:

568 (e) "Internet identifier" has the same meaning as provided
569 in s. 775.21.

570 (2) Upon initial registration, a sexual offender shall:

571 (a) Report in person at the sheriff's office:

572 1. In the county in which the offender establishes or
573 maintains a permanent, temporary, or transient residence within
574 48 hours after:

575 a. Establishing permanent, temporary, or transient

576 residence in this state; or

577 b. Being released from the custody, control, or
578 supervision of the Department of Corrections or from the custody
579 of a private correctional facility; or

580 2. In the county where he or she was convicted within 48
581 hours after being convicted for a qualifying offense for
582 registration under this section if the offender is not in the
583 custody or control of, or under the supervision of, the
584 Department of Corrections, or is not in the custody of a private
585 correctional facility.

586

587 Any change in the information required to be provided pursuant
588 to paragraph (b), including, but not limited to, any change in
589 the sexual offender's permanent, temporary, or transient
590 residence; name; electronic mail addresses; Internet identifiers
591 and each Internet identifier's corresponding website homepage or
592 application software name; home telephone numbers and cellular
593 telephone numbers; ~~and~~ employment information; and any change in
594 status at an institution of higher education, ~~required to be~~
595 ~~provided pursuant to paragraph (4)(c)~~, after the sexual offender
596 reports in person at the sheriff's office must be reported
597 ~~accomplished~~ in the manner provided in subsections (4), (7), and
598 (8).

599 (b) Provide his or her name; date of birth; social
600 security number; race; sex; height; weight; hair and eye color;

601 tattoos or other identifying marks; fingerprints; palm prints;
602 photograph; employment information ~~required to be provided~~
603 ~~pursuant to paragraph (4)(e)~~; address of permanent or legal
604 residence or address of any current temporary residence, within
605 the state or out of state, including a rural route address and a
606 post office box; if no permanent or temporary address, any
607 transient residence within the state, address, location or
608 description, and dates of any current or known future temporary
609 residence within the state or out of state; the make, model,
610 color, vehicle identification number (VIN), and license tag
611 number of all vehicles owned; ~~all~~ home telephone numbers and
612 cellular telephone numbers ~~required to be provided pursuant to~~
613 ~~paragraph (4)(e)~~; ~~all~~ electronic mail addresses; ~~and all~~
614 Internet identifiers and each Internet identifier's
615 corresponding website homepage or application software name
616 ~~required to be provided pursuant to paragraph (4)(e)~~; date and
617 place of each conviction; and a brief description of the crime
618 or crimes committed by the offender. A post office box may not
619 be provided in lieu of a physical residential address. The
620 sexual offender shall also produce his or her passport, if he or
621 she has a passport, and, if he or she is an alien, shall produce
622 or provide information about documents establishing his or her
623 immigration status. The sexual offender shall also provide
624 information about any professional licenses he or she has.

625 1. If the sexual offender's place of residence is a motor

626 vehicle, trailer, mobile home, or manufactured home, as defined
627 in chapter 320, the sexual offender shall also provide to the
628 department through the sheriff's office written notice of the
629 vehicle identification number; the license tag number; the
630 registration number; and a description, including color scheme,
631 of the motor vehicle, trailer, mobile home, or manufactured
632 home. If the sexual offender's place of residence is a vessel,
633 live-aboard vessel, or houseboat, as defined in chapter 327, the
634 sexual offender shall also provide to the department written
635 notice of the hull identification number; the manufacturer's
636 serial number; the name of the vessel, live-aboard vessel, or
637 houseboat; the registration number; and a description, including
638 color scheme, of the vessel, live-aboard vessel, or houseboat.

639 2. If the sexual offender is enrolled or employed, whether
640 for compensation or as a volunteer, at an institution of higher
641 education in this state, the sexual offender shall also provide
642 to the department ~~pursuant to paragraph (4)(e)~~ the name,
643 address, and county of each institution, including each campus
644 attended, and the sexual offender's enrollment, volunteer, or
645 employment status. The sheriff, the Department of Corrections,
646 or the Department of Juvenile Justice shall promptly notify each
647 institution of higher education of the sexual offender's
648 presence and any change in the sexual offender's enrollment,
649 volunteer, or employment status.

650 3. A sexual offender shall report in person to the

651 sheriff's office within 48 hours after any change in vehicles
652 owned to report those vehicle information changes.

653 (c) Provide any other information determined necessary by
654 the department, including criminal and corrections records;
655 nonprivileged personnel and treatment records; and evidentiary
656 genetic markers, when available.

657

658 When a sexual offender reports at the sheriff's office, the
659 sheriff shall take a photograph, a set of fingerprints, and palm
660 prints of the offender and forward the photographs, palm prints,
661 and fingerprints to the department, along with the information
662 provided by the sexual offender. The sheriff shall promptly
663 provide to the department the information received from the
664 sexual offender.

665 (4)

666 (e)1. A sexual offender shall register all electronic mail
667 addresses and Internet identifiers, and each Internet
668 identifier's corresponding website homepage or application
669 software name, with the department through the department's
670 online system or in person at the sheriff's office within 48
671 hours after ~~before~~ using such electronic mail addresses and
672 Internet identifiers. If the sexual offender is in the custody
673 or control, or under the supervision, of the Department of
674 Corrections, he or she must report all electronic mail addresses
675 and Internet identifiers, and each Internet identifier's

676 corresponding website homepage or application software name, to
677 the Department of Corrections before using such electronic mail
678 addresses or Internet identifiers. If the sexual offender is in
679 the custody or control, or under the supervision, of the
680 Department of Juvenile Justice, he or she must report all
681 electronic mail addresses and Internet identifiers, and each
682 Internet identifier's corresponding website homepage or
683 application software name, to the Department of Juvenile Justice
684 before using such electronic mail addresses or Internet
685 identifiers.

686 2. A sexual offender shall register all changes to home
687 telephone numbers and cellular telephone numbers, including
688 added and deleted numbers, all changes to employment
689 information, and all changes in status related to enrollment,
690 volunteering, or employment at institutions of higher education,
691 through the department's online system; in person at the
692 sheriff's office; in person at the Department of Corrections if
693 the sexual offender is in the custody or control, or under the
694 supervision, of the Department of Corrections; or in person at
695 the Department of Juvenile Justice if the sexual offender is in
696 the custody or control, or under the supervision, of the
697 Department of Juvenile Justice. All changes required to be
698 reported under this subparagraph must be reported within 48
699 hours after the change.

700 3. The department shall establish an online system through

701 which sexual offenders may securely access, submit, and update
702 all changes in status to electronic mail addresses; ~~address and~~
703 Internet identifiers and each Internet identifier's
704 corresponding website homepage or application software name;
705 ~~identifier information,~~ home telephone numbers and cellular
706 telephone numbers;; ~~employment information;~~ and institution of
707 higher education information.

708 (14)

709 (c) The sheriff's office may determine the appropriate
710 times and days for reporting by the sexual offender, which must
711 be consistent with the reporting requirements of this
712 subsection. Reregistration must include any changes to the
713 following information:

714 1. Name; social security number; age; race; sex; date of
715 birth; height; weight; tattoos or other identifying marks; hair
716 and eye color; address of any permanent residence and address of
717 any current temporary residence, within the state or out of
718 state, including a rural route address and a post office box; if
719 no permanent or temporary address, any transient residence
720 within the state; address, location or description, and dates of
721 any current or known future temporary residence within the state
722 or out of state; all electronic mail addresses or Internet
723 identifiers and each Internet identifier's corresponding website
724 homepage or application software name ~~required to be provided~~
725 ~~pursuant to paragraph (4)(e);~~ all home telephone numbers and

726 cellular telephone numbers ~~required to be provided pursuant to~~
727 ~~paragraph (4)(e);~~ employment information ~~required to be provided~~
728 ~~pursuant to paragraph (4)(e);~~ the make, model, color, vehicle
729 identification number (VIN), and license tag number of all
730 vehicles owned; fingerprints; palm prints; and photograph. A
731 post office box may not be provided in lieu of a physical
732 residential address. The sexual offender shall also produce his
733 or her passport, if he or she has a passport, and, if he or she
734 is an alien, shall produce or provide information about
735 documents establishing his or her immigration status. The sexual
736 offender shall also provide information about any professional
737 licenses he or she has.

738 2. If the sexual offender is enrolled or employed, whether
739 for compensation or as a volunteer, at an institution of higher
740 education in this state, the sexual offender shall also provide
741 to the department the name, address, and county of each
742 institution, including each campus attended, and the sexual
743 offender's enrollment, volunteer, or employment status.

744 3. If the sexual offender's place of residence is a motor
745 vehicle, trailer, mobile home, or manufactured home, as defined
746 in chapter 320, the sexual offender shall also provide the
747 vehicle identification number; the license tag number; the
748 registration number; and a description, including color scheme,
749 of the motor vehicle, trailer, mobile home, or manufactured
750 home. If the sexual offender's place of residence is a vessel,

751 live-aboard vessel, or houseboat, as defined in chapter 327, the
752 sexual offender shall also provide the hull identification
753 number; the manufacturer's serial number; the name of the
754 vessel, live-aboard vessel, or houseboat; the registration
755 number; and a description, including color scheme, of the
756 vessel, live-aboard vessel, or houseboat.

757 4. Any sexual offender who fails to report in person as
758 required at the sheriff's office, who fails to respond to any
759 address verification correspondence from the department within 3
760 weeks of the date of the correspondence, who fails to report all
761 electronic mail addresses and all Internet identifiers, and each
762 Internet identifier's corresponding website homepage or
763 application software name ~~before use~~, or who knowingly provides
764 false registration information by act or omission commits a
765 felony of the third degree, punishable as provided in s.
766 775.082, s. 775.083, or s. 775.084.

767 Section 3. For the purpose of incorporating the amendment
768 made by this act to section 775.21, Florida Statutes, in a
769 reference thereto, subsection (2) of section 943.0437, Florida
770 Statutes, is reenacted to read:

771 943.0437 Commercial social networking websites.—

772 (2) The department may provide information relating to
773 electronic mail addresses and Internet identifiers, as defined
774 in s. 775.21, maintained as part of the sexual offender registry
775 to commercial social networking websites or third parties

776 designated by commercial social networking websites. The
777 commercial social networking website may use this information
778 for the purpose of comparing registered users and screening
779 potential users of the commercial social networking website
780 against the list of electronic mail addresses and Internet
781 identifiers provided by the department.

782 Section 4. For the purpose of incorporating the amendment
783 made by this act to section 775.21, Florida Statutes, in a
784 reference thereto, paragraph (c) of subsection (1) of section
785 944.606, Florida Statutes, is reenacted to read:

786 944.606 Sexual offenders; notification upon release.—

787 (1) As used in this section, the term:

788 (c) "Internet identifier" has the same meaning as provided
789 in s. 775.21.

790 Section 5. For the purpose of incorporating the amendment
791 made by this act to section 775.21, Florida Statutes, in a
792 reference thereto, paragraph (e) of subsection (1) of section
793 944.607, Florida Statutes, is reenacted to read:

794 944.607 Notification to Department of Law Enforcement of
795 information on sexual offenders.—

796 (1) As used in this section, the term:

797 (e) "Internet identifier" has the same meaning as provided
798 in s. 775.21.

799 Section 6. For the purpose of incorporating the amendment
800 made by this act to section 775.21, Florida Statutes, in a

801 reference thereto, paragraph (c) of subsection (1) of section
 802 985.481, Florida Statutes, is reenacted to read:

803 985.481 Sexual offenders adjudicated delinquent;
 804 notification upon release.—

805 (1) As used in this section:

806 (c) "Internet identifier" has the same meaning as provided
 807 in s. 775.21.

808 Section 7. For the purpose of incorporating the amendment
 809 made by this act to section 775.21, Florida Statutes, in a
 810 reference thereto, paragraph (e) of subsection (1) of section
 811 985.4815, Florida Statutes, is reenacted to read:

812 985.4815 Notification to Department of Law Enforcement of
 813 information on juvenile sexual offenders.—

814 (1) As used in this section, the term:

815 (e) "Internet identifier" has the same meaning as provided
 816 in s. 775.21.

817 Section 8. For the purpose of incorporating the amendment
 818 made by this act to section 943.0435, Florida Statutes, in a
 819 reference thereto, paragraph (a) of subsection (3) of section
 820 944.606, Florida Statutes, is reenacted to read:

821 944.606 Sexual offenders; notification upon release.—

822 (3)(a) The department shall provide information regarding
 823 any sexual offender who is being released after serving a period
 824 of incarceration for any offense, as follows:

825 1. The department shall provide: the sexual offender's

826 name, any change in the offender's name by reason of marriage or
827 other legal process, and any alias, if known; the correctional
828 facility from which the sexual offender is released; the sexual
829 offender's social security number, race, sex, date of birth,
830 height, weight, and hair and eye color; tattoos or other
831 identifying marks; address of any planned permanent residence or
832 temporary residence, within the state or out of state, including
833 a rural route address and a post office box; if no permanent or
834 temporary address, any transient residence within the state;
835 address, location or description, and dates of any known future
836 temporary residence within the state or out of state; date and
837 county of sentence and each crime for which the offender was
838 sentenced; a copy of the offender's fingerprints, palm prints,
839 and a digitized photograph taken within 60 days before release;
840 the date of release of the sexual offender; all electronic mail
841 addresses and all Internet identifiers required to be provided
842 pursuant to s. 943.0435(4)(e); employment information, if known,
843 provided pursuant to s. 943.0435(4)(e); all home telephone
844 numbers and cellular telephone numbers required to be provided
845 pursuant to s. 943.0435(4)(e); information about any
846 professional licenses the offender has, if known; and passport
847 information, if he or she has a passport, and, if he or she is
848 an alien, information about documents establishing his or her
849 immigration status. The department shall notify the Department
850 of Law Enforcement if the sexual offender escapes, absconds, or

851 dies. If the sexual offender is in the custody of a private
852 correctional facility, the facility shall take the digitized
853 photograph of the sexual offender within 60 days before the
854 sexual offender's release and provide this photograph to the
855 Department of Corrections and also place it in the sexual
856 offender's file. If the sexual offender is in the custody of a
857 local jail, the custodian of the local jail shall register the
858 offender within 3 business days after intake of the offender for
859 any reason and upon release, and shall notify the Department of
860 Law Enforcement of the sexual offender's release and provide to
861 the Department of Law Enforcement the information specified in
862 this paragraph and any information specified in subparagraph 2.
863 that the Department of Law Enforcement requests.

864 2. The department may provide any other information deemed
865 necessary, including criminal and corrections records,
866 nonprivileged personnel and treatment records, when available.

867 Section 9. For the purpose of incorporating the amendment
868 made by this act to section 943.0435, Florida Statutes, in
869 references thereto, paragraph (a) of subsection (4), subsection
870 (9), and paragraph (c) of subsection (13) of section 944.607,
871 Florida Statutes, are reenacted to read:

872 944.607 Notification to Department of Law Enforcement of
873 information on sexual offenders.—

874 (4) A sexual offender, as described in this section, who
875 is under the supervision of the Department of Corrections but is

876 not incarcerated shall register with the Department of
877 Corrections within 3 business days after sentencing for a
878 registrable offense and otherwise provide information as
879 required by this subsection.

880 (a) The sexual offender shall provide his or her name;
881 date of birth; social security number; race; sex; height;
882 weight; hair and eye color; tattoos or other identifying marks;
883 all electronic mail addresses and Internet identifiers required
884 to be provided pursuant to s. 943.0435(4)(e); employment
885 information required to be provided pursuant to s.
886 943.0435(4)(e); all home telephone numbers and cellular
887 telephone numbers required to be provided pursuant to s.
888 943.0435(4)(e); the make, model, color, vehicle identification
889 number (VIN), and license tag number of all vehicles owned;
890 permanent or legal residence and address of temporary residence
891 within the state or out of state while the sexual offender is
892 under supervision in this state, including any rural route
893 address or post office box; if no permanent or temporary
894 address, any transient residence within the state; and address,
895 location or description, and dates of any current or known
896 future temporary residence within the state or out of state. The
897 sexual offender shall also produce his or her passport, if he or
898 she has a passport, and, if he or she is an alien, shall produce
899 or provide information about documents establishing his or her
900 immigration status. The sexual offender shall also provide

901 information about any professional licenses he or she has. The
 902 Department of Corrections shall verify the address of each
 903 sexual offender in the manner described in ss. 775.21 and
 904 943.0435. The department shall report to the Department of Law
 905 Enforcement any failure by a sexual predator or sexual offender
 906 to comply with registration requirements.

907 (9) A sexual offender, as described in this section, who
 908 is under the supervision of the Department of Corrections but
 909 who is not incarcerated shall, in addition to the registration
 910 requirements provided in subsection (4), register and obtain a
 911 distinctive driver license or identification card in the manner
 912 provided in s. 943.0435(3), (4), and (5), unless the sexual
 913 offender is a sexual predator, in which case he or she shall
 914 register and obtain a distinctive driver license or
 915 identification card as required under s. 775.21. A sexual
 916 offender who fails to comply with the requirements of s.
 917 943.0435 is subject to the penalties provided in s. 943.0435(9).

918 (13)

919 (c) The sheriff's office may determine the appropriate
 920 times and days for reporting by the sexual offender, which must
 921 be consistent with the reporting requirements of this
 922 subsection. Reregistration must include any changes to the
 923 following information:

924 1. Name; social security number; age; race; sex; date of
 925 birth; height; weight; tattoos or other identifying marks; hair

926 and eye color; address of any permanent residence and address of
927 any current temporary residence, within the state or out of
928 state, including a rural route address and a post office box; if
929 no permanent or temporary address, any transient residence;
930 address, location or description, and dates of any current or
931 known future temporary residence within the state or out of
932 state; all electronic mail addresses and Internet identifiers
933 required to be provided pursuant to s. 943.0435(4)(e); all home
934 telephone numbers and cellular telephone numbers required to be
935 provided pursuant to s. 943.0435(4)(e); employment information
936 required to be provided pursuant to s. 943.0435(4)(e); the make,
937 model, color, vehicle identification number (VIN), and license
938 tag number of all vehicles owned; fingerprints; palm prints; and
939 photograph. A post office box may not be provided in lieu of a
940 physical residential address. The sexual offender shall also
941 produce his or her passport, if he or she has a passport, and,
942 if he or she is an alien, shall produce or provide information
943 about documents establishing his or her immigration status. The
944 sexual offender shall also provide information about any
945 professional licenses he or she has.

946 2. If the sexual offender is enrolled or employed, whether
947 for compensation or as a volunteer, at an institution of higher
948 education in this state, the sexual offender shall also provide
949 to the department the name, address, and county of each
950 institution, including each campus attended, and the sexual

951 offender's enrollment, volunteer, or employment status.

952 3. If the sexual offender's place of residence is a motor
953 vehicle, trailer, mobile home, or manufactured home, as defined
954 in chapter 320, the sexual offender shall also provide the
955 vehicle identification number; the license tag number; the
956 registration number; and a description, including color scheme,
957 of the motor vehicle, trailer, mobile home, or manufactured
958 home. If the sexual offender's place of residence is a vessel,
959 live-aboard vessel, or houseboat, as defined in chapter 327, the
960 sexual offender shall also provide the hull identification
961 number; the manufacturer's serial number; the name of the
962 vessel, live-aboard vessel, or houseboat; the registration
963 number; and a description, including color scheme, of the
964 vessel, live-aboard vessel or houseboat.

965 4. Any sexual offender who fails to report in person as
966 required at the sheriff's office, who fails to respond to any
967 address verification correspondence from the department within 3
968 weeks of the date of the correspondence, who fails to report all
969 electronic mail addresses or Internet identifiers before use, or
970 who knowingly provides false registration information by act or
971 omission commits a felony of the third degree, punishable as
972 provided in s. 775.082, s. 775.083, or s. 775.084.

973 Section 10. For the purpose of incorporating the amendment
974 made by this act to section 943.0435, Florida Statutes, in a
975 reference thereto, paragraph (a) of subsection (3) of section

976 | 985.481, Florida Statutes, is reenacted to read:

977 | 985.481 Sexual offenders adjudicated delinquent;
978 | notification upon release.—

979 | (3) (a) The department shall provide information regarding
980 | any sexual offender who is being released after serving a period
981 | of residential commitment under the department for any offense,
982 | as follows:

983 | 1. The department shall provide the sexual offender's
984 | name, any change in the offender's name by reason of marriage or
985 | other legal process, and any alias, if known; the correctional
986 | facility from which the sexual offender is released; the sexual
987 | offender's social security number, race, sex, date of birth,
988 | height, weight, and hair and eye color; tattoos or other
989 | identifying marks; the make, model, color, vehicle
990 | identification number (VIN), and license tag number of all
991 | vehicles owned; address of any planned permanent residence or
992 | temporary residence, within the state or out of state, including
993 | a rural route address and a post office box; if no permanent or
994 | temporary address, any transient residence within the state;
995 | address, location or description, and dates of any known future
996 | temporary residence within the state or out of state; date and
997 | county of disposition and each crime for which there was a
998 | disposition; a copy of the offender's fingerprints, palm prints,
999 | and a digitized photograph taken within 60 days before release;
1000 | the date of release of the sexual offender; all home telephone

1001 numbers and cellular telephone numbers required to be provided
1002 pursuant to s. 943.0435(4)(e); all electronic mail addresses and
1003 Internet identifiers required to be provided pursuant to s.
1004 943.0435(4)(e); information about any professional licenses the
1005 offender has, if known; and passport information, if he or she
1006 has a passport, and, if he or she is an alien, information about
1007 documents establishing his or her immigration status. The
1008 department shall notify the Department of Law Enforcement if the
1009 sexual offender escapes, absconds, or dies. If the sexual
1010 offender is in the custody of a private correctional facility,
1011 the facility shall take the digitized photograph of the sexual
1012 offender within 60 days before the sexual offender's release and
1013 also place it in the sexual offender's file. If the sexual
1014 offender is in the custody of a local jail, the custodian of the
1015 local jail shall register the offender within 3 business days
1016 after intake of the offender for any reason and upon release,
1017 and shall notify the Department of Law Enforcement of the sexual
1018 offender's release and provide to the Department of Law
1019 Enforcement the information specified in this subparagraph and
1020 any information specified in subparagraph 2. which the
1021 Department of Law Enforcement requests.

1022 2. The department may provide any other information
1023 considered necessary, including criminal and delinquency
1024 records, when available.

1025 Section 11. For the purpose of incorporating the amendment

1026 | made by this act to section 943.0435, Florida Statutes, in
 1027 | references thereto, paragraph (a) of subsection (4), subsection
 1028 | (9), and paragraph (b) of subsection (13) of section 985.4815,
 1029 | Florida Statutes, are reenacted to read:

1030 | 985.4815 Notification to Department of Law Enforcement of
 1031 | information on juvenile sexual offenders.—

1032 | (4) A sexual offender, as described in this section, who
 1033 | is under the supervision of the department but who is not
 1034 | committed shall register with the department within 3 business
 1035 | days after adjudication and disposition for a registrable
 1036 | offense and otherwise provide information as required by this
 1037 | subsection.

1038 | (a) The sexual offender shall provide his or her name;
 1039 | date of birth; social security number; race; sex; height;
 1040 | weight; hair and eye color; tattoos or other identifying marks;
 1041 | the make, model, color, vehicle identification number (VIN), and
 1042 | license tag number of all vehicles owned; permanent or legal
 1043 | residence and address of temporary residence within the state or
 1044 | out of state while the sexual offender is in the care or custody
 1045 | or under the jurisdiction or supervision of the department in
 1046 | this state, including any rural route address or post office
 1047 | box; if no permanent or temporary address, any transient
 1048 | residence; address, location or description, and dates of any
 1049 | current or known future temporary residence within the state or
 1050 | out of state; all home telephone numbers and cellular telephone

1051 numbers required to be provided pursuant to s. 943.0435(4)(e);
1052 all electronic mail addresses and Internet identifiers required
1053 to be provided pursuant to s. 943.0435(4)(e); and the name and
1054 address of each school attended. The sexual offender shall also
1055 produce his or her passport, if he or she has a passport, and,
1056 if he or she is an alien, shall produce or provide information
1057 about documents establishing his or her immigration status. The
1058 offender shall also provide information about any professional
1059 licenses he or she has. The department shall verify the address
1060 of each sexual offender and shall report to the Department of
1061 Law Enforcement any failure by a sexual offender to comply with
1062 registration requirements.

1063 (9) A sexual offender, as described in this section, who
1064 is under the care, jurisdiction, or supervision of the
1065 department but who is not incarcerated shall, in addition to the
1066 registration requirements provided in subsection (4), register
1067 in the manner provided in s. 943.0435(3), (4), and (5), unless
1068 the sexual offender is a sexual predator, in which case he or
1069 she shall register as required under s. 775.21. A sexual
1070 offender who fails to comply with the requirements of s.
1071 943.0435 is subject to the penalties provided in s. 943.0435(9).

1072 (13)

1073 (b) The sheriff's office may determine the appropriate
1074 times and days for reporting by the sexual offender, which must
1075 be consistent with the reporting requirements of this

1076 subsection. Reregistration must include any changes to the
 1077 following information:

1078 1. Name; social security number; age; race; sex; date of
 1079 birth; height; weight; hair and eye color; tattoos or other
 1080 identifying marks; fingerprints; palm prints; address of any
 1081 permanent residence and address of any current temporary
 1082 residence, within the state or out of state, including a rural
 1083 route address and a post office box; if no permanent or
 1084 temporary address, any transient residence; address, location or
 1085 description, and dates of any current or known future temporary
 1086 residence within the state or out of state; passport
 1087 information, if he or she has a passport, and, if he or she is
 1088 an alien, information about documents establishing his or her
 1089 immigration status; all home telephone numbers and cellular
 1090 telephone numbers required to be provided pursuant to s.
 1091 943.0435(4)(e); all electronic mail addresses and Internet
 1092 identifiers required to be provided pursuant to s.
 1093 943.0435(4)(e); name and address of each school attended;
 1094 employment information required to be provided pursuant to s.
 1095 943.0435(4)(e); the make, model, color, vehicle identification
 1096 number (VIN), and license tag number of all vehicles owned; and
 1097 photograph. A post office box may not be provided in lieu of a
 1098 physical residential address. The offender shall also provide
 1099 information about any professional licenses he or she has.

1100 2. If the sexual offender is enrolled or employed, whether

1101 for compensation or as a volunteer, at an institution of higher
1102 education in this state, the sexual offender shall also provide
1103 to the department the name, address, and county of each
1104 institution, including each campus attended, and the sexual
1105 offender's enrollment, volunteer, or employment status.

1106 3. If the sexual offender's place of residence is a motor
1107 vehicle, trailer, mobile home, or manufactured home, as defined
1108 in chapter 320, the sexual offender shall also provide the
1109 vehicle identification number; the license tag number; the
1110 registration number; and a description, including color scheme,
1111 of the motor vehicle, trailer, mobile home, or manufactured
1112 home. If the sexual offender's place of residence is a vessel,
1113 live-aboard vessel, or houseboat, as defined in chapter 327, the
1114 sexual offender shall also provide the hull identification
1115 number; the manufacturer's serial number; the name of the
1116 vessel, live-aboard vessel, or houseboat; the registration
1117 number; and a description, including color scheme, of the
1118 vessel, live-aboard vessel, or houseboat.

1119 4. Any sexual offender who fails to report in person as
1120 required at the sheriff's office, who fails to respond to any
1121 address verification correspondence from the department within 3
1122 weeks after the date of the correspondence, or who knowingly
1123 provides false registration information by act or omission
1124 commits a felony of the third degree, punishable as provided in
1125 ss. 775.082, 775.083, and 775.084.

1126 Section 12. For the purpose of incorporating the
 1127 amendments made by this act to sections 775.21 and 943.0435,
 1128 Florida Statutes, in references thereto, subsection (1) of
 1129 section 794.056, Florida Statutes, is reenacted to read:
 1130 794.056 Rape Crisis Program Trust Fund.—
 1131 (1) The Rape Crisis Program Trust Fund is created within
 1132 the Department of Health for the purpose of providing funds for
 1133 rape crisis centers in this state. Trust fund moneys shall be
 1134 used exclusively for the purpose of providing services for
 1135 victims of sexual assault. Funds credited to the trust fund
 1136 consist of those funds collected as an additional court
 1137 assessment in each case in which a defendant pleads guilty or
 1138 nolo contendere to, or is found guilty of, regardless of
 1139 adjudication, an offense provided in s. 775.21(6) and (10)(a),
 1140 (b), and (g); s. 784.011; s. 784.021; s. 784.03; s. 784.041; s.
 1141 784.045; s. 784.048; s. 784.07; s. 784.08; s. 784.081; s.
 1142 784.082; s. 784.083; s. 784.085; s. 787.01(3); s. 787.02(3); s.
 1143 787.025; s. 787.06; s. 787.07; s. 794.011; s. 794.05; s. 794.08;
 1144 former s. 796.03; former s. 796.035; s. 796.04; s. 796.05; s.
 1145 796.06; s. 796.07(2)(a)-(d) and (i); s. 800.03; s. 800.04; s.
 1146 810.14; s. 810.145; s. 812.135; s. 817.025; s. 825.102; s.
 1147 825.1025; s. 827.071; s. 836.10; s. 847.0133; s. 847.0135(2); s.
 1148 847.0137; s. 847.0145; s. 943.0435(4)(c), (7), (8), (9)(a),
 1149 (13), and (14)(c); or s. 985.701(1). Funds credited to the trust
 1150 fund also shall include revenues provided by law, moneys

1151 appropriated by the Legislature, and grants from public or
 1152 private entities.

1153 Section 13. For the purpose of incorporating the amendment
 1154 made by this act to sections 775.21 and 943.0435, Florida
 1155 Statutes, in references thereto, paragraph (g) of subsection (3)
 1156 of section 921.0022, Florida Statutes, is reenacted to read:

1157 921.0022 Criminal Punishment Code; offense severity
 1158 ranking chart.—

1159 (3) OFFENSE SEVERITY RANKING CHART

1160 (g) LEVEL 7

1161

Florida Statute	Felony Degree	Description
316.027(2)(c)	1st	Accident involving death, failure to stop; leaving scene.
316.193(3)(c)2.	3rd	DUI resulting in serious bodily injury.
316.1935(3)(b)	1st	Causing serious bodily injury or death to another person; driving at high speed or with wanton disregard for safety while fleeing or attempting to

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1165			elude law enforcement officer who is in a patrol vehicle with siren and lights activated.
	327.35 (3) (c) 2.	3rd	Vessel BUI resulting in serious bodily injury.
1166			
	402.319 (2)	2nd	Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.
1167			
	409.920 (2) (b) 1.a.	3rd	Medicaid provider fraud; \$10,000 or less.
1168			
	409.920 (2) (b) 1.b.	2nd	Medicaid provider fraud; more than \$10,000, but less than \$50,000.
1169			
	456.065 (2)	3rd	Practicing a health care profession without a license.
1170			
	456.065 (2)	2nd	Practicing a health care profession without a license

			which results in serious bodily injury.
1171	458.327 (1)	3rd	Practicing medicine without a license.
1172	459.013 (1)	3rd	Practicing osteopathic medicine without a license.
1173	460.411 (1)	3rd	Practicing chiropractic medicine without a license.
1174	461.012 (1)	3rd	Practicing podiatric medicine without a license.
1175	462.17	3rd	Practicing naturopathy without a license.
1176	463.015 (1)	3rd	Practicing optometry without a license.
1177	464.016 (1)	3rd	Practicing nursing without a license.
1178	465.015 (2)	3rd	Practicing pharmacy without a

			license.
1179	466.026 (1)	3rd	Practicing dentistry or dental hygiene without a license.
1180	467.201	3rd	Practicing midwifery without a license.
1181	468.366	3rd	Delivering respiratory care services without a license.
1182	483.828 (1)	3rd	Practicing as clinical laboratory personnel without a license.
1183	483.901 (7)	3rd	Practicing medical physics without a license.
1184	484.013 (1) (c)	3rd	Preparing or dispensing optical devices without a prescription.
1185	484.053	3rd	Dispensing hearing aids without a license.
1186	494.0018 (2)	1st	Conviction of any violation of

1187	560.123 (8) (b) 1.	3rd	chapter 494 in which the total money and property unlawfully obtained exceeded \$50,000 and there were five or more victims.
1188	560.125 (5) (a)	3rd	Failure to report currency or payment instruments exceeding \$300 but less than \$20,000 by a money services business.
1189	655.50 (10) (b) 1.	3rd	Money services business by unauthorized person, currency or payment instruments exceeding \$300 but less than \$20,000.
1190	775.21 (10) (a)	3rd	Failure to report financial transactions exceeding \$300 but less than \$20,000 by financial institution.
			Sexual predator; failure to register; failure to renew driver license or

			identification card; other registration violations.
1191	775.21(10)(b)	3rd	Sexual predator working where children regularly congregate.
1192	775.21(10)(g)	3rd	Failure to report or providing false information about a sexual predator; harbor or conceal a sexual predator.
1193	782.051(3)	2nd	Attempted felony murder of a person by a person other than the perpetrator or the perpetrator of an attempted felony.
1194	782.07(1)	2nd	Killing of a human being by the act, procurement, or culpable negligence of another (manslaughter).
1195	782.071	2nd	Killing of a human being or unborn child by the operation of a motor vehicle in a

1196			reckless manner (vehicular homicide).
	782.072	2nd	Killing of a human being by the operation of a vessel in a reckless manner (vessel homicide).
1197			
	784.045 (1) (a) 1.	2nd	Aggravated battery; intentionally causing great bodily harm or disfigurement.
1198			
	784.045 (1) (a) 2.	2nd	Aggravated battery; using deadly weapon.
1199			
	784.045 (1) (b)	2nd	Aggravated battery; perpetrator aware victim pregnant.
1200			
	784.048 (4)	3rd	Aggravated stalking; violation of injunction or court order.
1201			
	784.048 (7)	3rd	Aggravated stalking; violation of court order.
1202			
	784.07 (2) (d)	1st	Aggravated battery on law

			enforcement officer.
1203	784.074 (1) (a)	1st	Aggravated battery on sexually violent predators facility staff.
1204	784.08 (2) (a)	1st	Aggravated battery on a person 65 years of age or older.
1205	784.081 (1)	1st	Aggravated battery on specified official or employee.
1206	784.082 (1)	1st	Aggravated battery by detained person on visitor or other detainee.
1207	784.083 (1)	1st	Aggravated battery on code inspector.
1208	787.06 (3) (a) 2.	1st	Human trafficking using coercion for labor and services of an adult.
1209	787.06 (3) (e) 2.	1st	Human trafficking using coercion for labor and services

1210			by the transfer or transport of an adult from outside Florida to within the state.
1211	790.07(4)	1st	Specified weapons violation subsequent to previous conviction of s. 790.07(1) or (2).
1212	790.16(1)	1st	Discharge of a machine gun under specified circumstances.
1213	790.165(2)	2nd	Manufacture, sell, possess, or deliver hoax bomb.
1214	790.165(3)	2nd	Possessing, displaying, or threatening to use any hoax bomb while committing or attempting to commit a felony.
1215	790.166(3)	2nd	Possessing, selling, using, or attempting to use a hoax weapon of mass destruction.
	790.166(4)	2nd	Possessing, displaying, or

1216	790.23	1st, PBL	<p>threatening to use a hoax weapon of mass destruction while committing or attempting to commit a felony.</p>
1217	794.08 (4)	3rd	<p>Female genital mutilation; consent by a parent, guardian, or a person in custodial authority to a victim younger than 18 years of age.</p>
1218	796.05 (1)	1st	<p>Live on earnings of a prostitute; 2nd offense.</p>
1219	796.05 (1)	1st	<p>Live on earnings of a prostitute; 3rd and subsequent offense.</p>
1220	800.04 (5) (c) 1.	2nd	<p>Lewd or lascivious molestation; victim younger than 12 years of</p>

1221	800.04 (5) (c) 2.	2nd	age; offender younger than 18 years of age.
1222	800.04 (5) (e)	1st	Lewd or lascivious molestation; victim 12 years of age or older but younger than 16 years of age; offender 18 years of age or older.
1223	806.01 (2)	2nd	Lewd or lascivious molestation; victim 12 years of age or older but younger than 16 years; offender 18 years or older; prior conviction for specified sex offense.
1224	810.02 (3) (a)	2nd	Maliciously damage structure by fire or explosive.
1225	810.02 (3) (b)	2nd	Burglary of occupied dwelling; unarmed; no assault or battery.
			Burglary of unoccupied dwelling; unarmed; no assault or battery.

1226	810.02 (3) (d)	2nd	Burglary of occupied conveyance; unarmed; no assault or battery.
1227	810.02 (3) (e)	2nd	Burglary of authorized emergency vehicle.
1228	812.014 (2) (a) 1.	1st	Property stolen, valued at \$100,000 or more or a semitrailer deployed by a law enforcement officer; property stolen while causing other property damage; 1st degree grand theft.
1229	812.014 (2) (b) 2.	2nd	Property stolen, cargo valued at less than \$50,000, grand theft in 2nd degree.
1230	812.014 (2) (b) 3.	2nd	Property stolen, emergency medical equipment; 2nd degree grand theft.
1231	812.014 (2) (b) 4.	2nd	Property stolen, law

			enforcement equipment from authorized emergency vehicle.
1232	812.0145 (2) (a)	1st	Theft from person 65 years of age or older; \$50,000 or more.
1233	812.019 (2)	1st	Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.
1234	812.131 (2) (a)	2nd	Robbery by sudden snatching.
1235	812.133 (2) (b)	1st	Carjacking; no firearm, deadly weapon, or other weapon.
1236	817.034 (4) (a) 1.	1st	Communications fraud, value greater than \$50,000.
1237	817.234 (8) (a)	2nd	Solicitation of motor vehicle accident victims with intent to defraud.
1238	817.234 (9)	2nd	Organizing, planning, or participating in an intentional

1239			motor vehicle collision.
	817.234 (11) (c)	1st	Insurance fraud; property value \$100,000 or more.
1240			
	817.2341 (2) (b) & (3) (b)	1st	Making false entries of material fact or false statements regarding property values relating to the solvency of an insuring entity which are a significant cause of the insolvency of that entity.
1241			
	817.535 (2) (a)	3rd	Filing false lien or other unauthorized document.
1242			
	817.611 (2) (b)	2nd	Traffic in or possess 15 to 49 counterfeit credit cards or related documents.
1243			
	825.102 (3) (b)	2nd	Neglecting an elderly person or disabled adult causing great bodily harm, disability, or disfigurement.
1244			

1245	825.103 (3) (b)	2nd	Exploiting an elderly person or disabled adult and property is valued at \$10,000 or more, but less than \$50,000.
1246	827.03 (2) (b)	2nd	Neglect of a child causing great bodily harm, disability, or disfigurement.
1247	827.04 (3)	3rd	Impregnation of a child under 16 years of age by person 21 years of age or older.
1248	837.05 (2)	3rd	Giving false information about alleged capital felony to a law enforcement officer.
1249	838.015	2nd	Bribery.
1250	838.016	2nd	Unlawful compensation or reward for official behavior.
1251	838.021 (3) (a)	2nd	Unlawful harm to a public servant.

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1252	838.22	2nd	Bid tampering.
1253	843.0855 (2)	3rd	Impersonation of a public officer or employee.
1254	843.0855 (3)	3rd	Unlawful simulation of legal process.
1255	843.0855 (4)	3rd	Intimidation of a public officer or employee.
1256	847.0135 (3)	3rd	Solicitation of a child, via a computer service, to commit an unlawful sex act.
1257	847.0135 (4)	2nd	Traveling to meet a minor to commit an unlawful sex act.
1258	872.06	2nd	Abuse of a dead human body.
1259	874.05 (2) (b)	1st	Encouraging or recruiting person under 13 to join a criminal gang; second or subsequent offense.

1260	874.10	1st, PBL	Knowingly initiates, organizes, plans, finances, directs, manages, or supervises criminal gang-related activity.
1261	893.13(1)(c)1.	1st	<p>Sell, manufacture, or deliver cocaine (or other drug prohibited under s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4.) within 1,000 feet of a child care facility, school, or state, county, or municipal park or publicly owned recreational facility or community center.</p>
1261	893.13(1)(e)1.	1st	<p>Sell, manufacture, or deliver cocaine or other drug prohibited under s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4., within 1,000 feet of property used for religious services or a specified business site.</p>

1262	893.13(4)(a)	1st	Use or hire of minor; deliver to minor other controlled substance.
1263	893.135(1)(a)1.	1st	Trafficking in cannabis, more than 25 lbs., less than 2,000 lbs.
1264	893.135 (1)(b)1.a.	1st	Trafficking in cocaine, more than 28 grams, less than 200 grams.
1265	893.135 (1)(c)1.a.	1st	Trafficking in illegal drugs, more than 4 grams, less than 14 grams.
1266	893.135 (1)(c)2.a.	1st	Trafficking in hydrocodone, 14 grams or more, less than 28 grams.
1267	893.135 (1)(c)2.b.	1st	Trafficking in hydrocodone, 28 grams or more, less than 50 grams.
1268			

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1269	893.135 (1) (c) 3.a.	1st	Trafficking in oxycodone, 7 grams or more, less than 14 grams.
1270	893.135 (1) (c) 3.b.	1st	Trafficking in oxycodone, 14 grams or more, less than 25 grams.
1271	893.135 (1) (d) 1.	1st	Trafficking in phencyclidine, more than 28 grams, less than 200 grams.
1272	893.135 (1) (e) 1.	1st	Trafficking in methaqualone, more than 200 grams, less than 5 kilograms.
1273	893.135 (1) (f) 1.	1st	Trafficking in amphetamine, more than 14 grams, less than 28 grams.
1274	893.135 (1) (g) 1.a.	1st	Trafficking in flunitrazepam, 4 grams or more, less than 14 grams.
	893.135	1st	Trafficking in gamma-

1275	(1) (h) 1.a.		hydroxybutyric acid (GHB), 1 kilogram or more, less than 5 kilograms.
	893.135	1st	Trafficking in 1,4-Butanediol,
	(1) (j) 1.a.		1 kilogram or more, less than 5 kilograms.
1276			
	893.135	1st	Trafficking in Phenethylamines,
	(1) (k) 2.a.		10 grams or more, less than 200 grams.
1277			
	893.1351 (2)	2nd	Possession of place for trafficking in or manufacturing of controlled substance.
1278			
	896.101 (5) (a)	3rd	Money laundering, financial transactions exceeding \$300 but less than \$20,000.
1279			
	896.104 (4) (a) 1.	3rd	Structuring transactions to evade reporting or registration requirements, financial transactions exceeding \$300 but less than \$20,000.

1280	943.0435(4)(c)	2nd	Sexual offender vacating permanent residence; failure to comply with reporting requirements.
1281	943.0435(8)	2nd	Sexual offender; remains in state after indicating intent to leave; failure to comply with reporting requirements.
1282	943.0435(9)(a)	3rd	Sexual offender; failure to comply with reporting requirements.
1283	943.0435(13)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
1284	943.0435(14)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.

1285	944.607(9)	3rd	Sexual offender; failure to comply with reporting requirements.
1286	944.607(10)(a)	3rd	Sexual offender; failure to submit to the taking of a digitized photograph.
1287	944.607(12)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
1288	944.607(13)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.
1289	985.4815(10)	3rd	Sexual offender; failure to submit to the taking of a digitized photograph.
1290	985.4815(12)	3rd	Failure to report or providing

false information about a sexual offender; harbor or conceal a sexual offender.

1291

985.4815(13) 3rd Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.

1292

1293 Section 14. For the purpose of incorporating the
 1294 amendments made by this act to sections 775.21 and 943.0435,
 1295 Florida Statutes, in references thereto, section 938.085,
 1296 Florida Statutes, is reenacted to read:

1297 938.085 Additional cost to fund rape crisis centers.—In
 1298 addition to any sanction imposed when a person pleads guilty or
 1299 nolo contendere to, or is found guilty of, regardless of
 1300 adjudication, a violation of s. 775.21(6) and (10)(a), (b), and
 1301 (g); s. 784.011; s. 784.021; s. 784.03; s. 784.041; s. 784.045;
 1302 s. 784.048; s. 784.07; s. 784.08; s. 784.081; s. 784.082; s.
 1303 784.083; s. 784.085; s. 787.01(3); s. 787.02(3); 787.025; s.
 1304 787.06; s. 787.07; s. 794.011; s. 794.05; s. 794.08; former s.
 1305 796.03; former s. 796.035; s. 796.04; s. 796.05; s. 796.06; s.
 1306 796.07(2)(a)–(d) and (i); s. 800.03; s. 800.04; s. 810.14; s.
 1307 810.145; s. 812.135; s. 817.025; s. 825.102; s. 825.1025; s.

1308 827.071; s. 836.10; s. 847.0133; s. 847.0135(2); s. 847.0137; s.
1309 847.0145; s. 943.0435(4)(c), (7), (8), (9)(a), (13), and
1310 (14)(c); or s. 985.701(1), the court shall impose a surcharge of
1311 \$151. Payment of the surcharge shall be a condition of
1312 probation, community control, or any other court-ordered
1313 supervision. The sum of \$150 of the surcharge shall be deposited
1314 into the Rape Crisis Program Trust Fund established within the
1315 Department of Health by chapter 2003-140, Laws of Florida. The
1316 clerk of the court shall retain \$1 of each surcharge that the
1317 clerk of the court collects as a service charge of the clerk's
1318 office.

1319 Section 15. This act shall take effect upon becoming a
1320 law.